



March 26, 2004

H. Samuel Frost B.A. (Eng. Sci.), M.Sc. (Nucl. Eng.)
416 957 1687 sfrost@bereskinparr.com

Our Reference: 9351-217

**INFORMATION DISCLOSURE
STATEMENT UNDER CFR.1.56 and CFR 1.97(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria Virginia
22313-1450 U.S.A.

Dear Sir:

**Re: United States Patent Application No. 10/712,060
For: Apparatus for and Method of Forming Seals
in Fuel Cells and Fuel Cell Stacks
Filed: November 14, 2003
Inventors: David Frank et al.**

In accordance with 37 CFR 1.97 and 1.98, and in recognition of the duty of disclosure set forth in 37 CFR 1.56, the applicant hereby submits an Information Disclosure Statement including a listing of patents and other publications of which the applicant is aware on form PTO/SB/08a. Copies of the references were either provided or were cited by the Examiner during the prosecution of the parent application. The Examiner is kindly referred to the parent cases for copies of the said references, in applicant's earlier application 09/854,362 filed May 15, 2001, as provided in 37 CFR 1/98(d)(1).

In accordance with the requirements of 1.97(b)(1) and (3), this Information Disclosure Statement is filed within three months of the filing date of the application or before the mailing date of a first Office Action on the merits, whichever event occurs last.

Please send all correspondence to the Mississauga office:

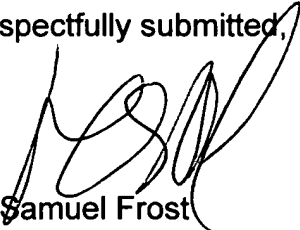
2000 Argentia Rd., Plaza 4, Ste. 430,
Mississauga, Ontario, Canada L5N 1W1
Tel: 905.812.3600 Fax: 905.814.0031

Scotia Plaza, 40 King St. West, 40th Floor,
Toronto, Ontario, Canada M5H 3Y2
Tel: 416.364.7311 Fax: 416.361.1398

Waterloo Technology Campus, 408 Albert St., Ste. 2,
Waterloo, Ontario, Canada N2L 3V3
Tel: 519.783.3210 Fax: 519.783.3211

In view of the forgoing, it is respectfully submitted that the Information Disclosure Statement should be considered at this time by the Examiner.

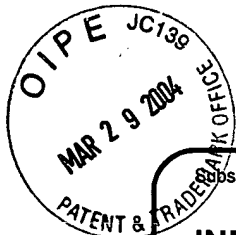
Respectfully submitted,

A handwritten signature in black ink, appearing to be 'H. Samuel Frost', written over the typed name.

H. Samuel Frost
Registration No. 31,696

/It

Encl.



PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/712,060
Filing Date	November 14, 2003
First Named Inventor	David G. Frank
Art Unit	1746
Examiner Name	Not yet assigned
Attorney Docket Number	9351-217

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-6,165,634	12-26-2000	Krasij et al.	
		US-6,153,326	11-28-2000	Matsukawa et al.	
		US-6,130,272	10-10-2000	Dopp et al.	
		US-6,080,503	6-27-2000	Schmid et al.	
		US-5,977,249	11-02-1999	Kovar et al.	
		US-5,973,067	10-26-1999	Nakamura et al.	
		US-5,908,888	6-01-1999	Nakamura et al.	
		US-5,877,256	3-02-1999	Nakamura et al.	
		US-5,116,558	5-26-1992	Wrobel et al.	
		US-5,077,249	12-31-1991	Lee et al.	
		US-4,874,667	10-17-1989	Lee et al.	
		US-4,786,568	11-22-1988	Elmore et al.	
		US-4,784,879	11-15-1988	Lee et al.	
		US-4,766,176	8-23-1988	Lee et al.	
		US-4,719,262	1-12-1988	Plueddemann	
		US-4,269,991	5-26-1981	Homan et al.	
		US-3,960,800	6-01-1976	Kohl, Jr.	
		US-3,794,556	2-26-1974	Young	
		US-3,377,309	4-09-1968	Harper	
		US-3,677,998	7-18-1972	Young	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		EP 1 263 068 A1	12-04-2002	Dana Corporation		
		EP 1 075 034 A1	02-07-2001	Three Bond Co. Ltd.		
		EP 1 009 052 A1	06-14-2000	Matsushita Electric Industrial Co., Ltd.		
		EP 0 870 587 A2	10-14-1998	Ford Global Technologies, Inc.		
		JP 2001-338673	12-07-2001	Nok Corp.		✓
		JP 61-227368	10-09-1986	Toshiba Corp.		
		WO 02/43173	05-30-2002	Protonex Technology Corporation		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Application Number	10/712,060
		Filing Date	November 14, 2003
		First Named Inventor	David G. Frank
		Art Unit	1746
		Examiner Name	Not yet assigned
		Attorney Docket Number	9351-217
Sheet	2	of	2

[illegible][illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.